

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
APRIL 5, 1978

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, April 5, 1978 in the City Hall Council Chambers.

## ROLL CALL

Present: Councilmen - Hughes, Katnich,  
Katzakian, McCarty  
and Pinkerton (Mayor)

Absent: Councilmen - None

Also Present: City Manager Graves, Assistant  
City Manager Glenn, Public  
Works Director Ronsko, City  
Attorney Mullen and City Clerk  
Reimche.

## INVOCATION

The invocation was given by Wayne Kildall,  
Director, Center of Hope.

## PLEDGE

Mayor Pinkerton led the Pledge of Allegiance to  
the flag.

## MINUTES

On motion of Councilman Katnich, Katzakian seconded, the minutes of March 14, 1978 were approved as mailed.

Councilman Katzakian then moved for approval of the minutes of March 22, 1978. The motion was seconded by Councilman Katnich and carried by unanimous vote.

## PROCLAMATIONS

Mayor Pinkerton presented the following Proclamations:

- a) Proclamation proclaiming April 2 through April 8, 1978 as the "Week of the Young Child".
- b) Proclamation proclaiming April 16 through April 22, 1978 as "Private Property Week".

## PUBLIC HEARINGS

PUBLIC HEARING RE  
APPEAL ON HEIGHT  
OF FENCING CAN-  
CELLED BECAUSE  
OF SALE OF  
PROPERTY

Notice thereof having been published in accordance with law and an affidavit of publication being on file in the office of the City Clerk, Mayor Pinkerton called for the hearing to consider the appeal of Mr. Daniel L. Heller, 1525 Park Street, Lodi, California of the actions of the Planning Commission in denying his request for zoning variances to increase the maximum fence height from 42 inches to six feet in the

Minutes of April 5, 1978, continued

PUBLIC HEARINGS

APPEAL FENCE  
HEIGHT(Continued)

03-15-78

front yard and over six feet on an interior side yard lot line to permit an existing fence to remain at 1525 Park Street in an area zoned R-2, Single-Family Residential.

The City Clerk presented a letter which had been received from Mr. Heller on March 24, 1978 requesting that the Public Hearing be cancelled as he had sold the property.

AMENDED SUBDIVISION ORDINANCE  
INTRODUCED

ORD. NO. 1141

INTRO. 11

Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor Pinkerton called for the hearing to consider the Planning Commission's recommendation to adopt a New Subdivision Ordinance.

Background information regarding the proposed ordinance was given by Public Works Director Ronsko. Council directed questions to Mr. Ronsko and other members of the Staff regarding the subject.

There were no persons in the audience wishing to speak on the matter, the public portion of the hearing was closed.

Councilman Katzakian then moved for introduction of Ordinance No. 1141 entitled "An Ordinance of the City of Lodi Repealing Chapter 22 of the Code of the City of Lodi Entitled 'Subdivisions' and substituting a New Ordinance in Its Place and Stead", as proposed, however, omitting Sections 90 through 94 inclusive pertaining to School Site Dedications.

The motion was seconded by Councilman Katnich and carried by unanimous vote.

OFF-SITE IMPROVEMENT  
ORDINANCE  
INTRODUCED

ORD. NO. 1142

INTRO. 12

Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor Pinkerton called for the hearing to consider the Planning Commission's recommendation to adopt a proposed Off-site Improvement Ordinance.

Background information regarding the proposed ordinance was given by Public Works Director Ronsko. A lengthy discussion followed with questions being directed to Staff.

There were no persons in the audience wishing to speak on the matter, and the public portion of the hearing was closed.

Councilman Katnich then moved for introduction of Ordinance No. 1142 entitled "An Ordinance Providing For Installation of Public Improvements and Dedication of Rights-of-way and Easements in Conjunction with Building Construction or Other Development and Repealing Section 5-19 through 5-21 of the Code of the

OFF-SITE IMPRMTS.  
ORD. NO. 1142  
INTRO.  
(Continued)

Minutes of April 5, 1978, continued

City of Lodi". The motion was seconded by Councilman Hughes and carried by the following vote:

Ayes: Councilmen - Hughes, Katnich, Katzakian, and Pinkerton

Noes: Councilmen - McCarty

Absent: Councilmen - None

#### COMMUNICATIONS

LETTER OF CONFIRMATION RE ENGAGEMENT OF ERNST & ERNST TO EXAMINE LODI SANITARY CITY DISPOSAL CO. BOOKS

The City Clerk presented a letter which had been received from Ernst and Ernst, Auditors, confirming their understanding regarding their engagement by the City to examine certain costs and revenues of Lodi Sanitary City Disposal Company for the period ending June 30, 1977.

LETTER OF CONCERN REC'D. FROM CITIZEN

City Clerk Reimche presented a letter from Mrs. Margaret M. Huber, 727 S. Garfield Street, Lodi relating to concerns she has regarding garbage pick-up, the dial-a-ride system and various other matters.

#### CLAIMS

Following the recommendation of R. L. Kautz and Company, the City's Contract Administrator and the City Attorney, the following claims against the City were rejected and referred to R. L. Kautz and Company, on motion of Councilman Katnich, Katzakian second:

1. John J. Pollum vs City of Lodi - Power Failure 1/15/78
2. Kristen Alice Stull vs City of Lodi - Auto Accident 1/24/78
3. Leroy Krieger vs City of Lodi - Vehicle Damage 1/2/78
4. Sandra J. McGinn vs City of Lodi - False Arrest 10/7/77
5. Francis Yates vs City of Lodi - Slip and Fall 1/24/78
6. Norman Penberthy vs City of Lodi - Vehicle Damage 1/14/78
7. Jerome and Scott Herfindahl vs City of Lodi - Vehicular Damage 10/7/77
8. Russell B. Rottacker vs City of Lodi - Vehicular Damage 2/5/78
9. Mrs. Harvey Filler vs City of Lodi - Power Failure 1/23/78

#### ABC LICENSES

The City Clerk presented the following Alcoholic Beverage Licenses Applications which had been received:

Minutes of April 5, 1978, continued

ABC LICENSES  
(Continued)

1. Angela L. Garcia for Perla's Cafe, 113-1/2 N. Sacramento Street, On Sale Beer and Wine Eating Place, New License
2. James F. Tatton, Mary A. Tatton, 7-Eleven Foodstore, 201B W. Lodi Ave., Off Sale Beer and Wine, Transfer of License
3. Amador M. Leal for "Amador", 1 N. Sacramento Street, On Sale Beer and Wine, Public Premises, New License

ASSEMBLYMAN  
WATERS TO MEET  
WITH COUNCIL

Mr. Randy Ronk, Aide to Assemblyman Norman Waters addressed the City Council stating that their office is attempting to schedule a date that Assemblyman Waters could meet with the Council at an Informal Informational Meeting to discuss matters of mutual concern. Mr. Ronk asked the Council for specific topics the Council would be interested in discussing.

Discussion followed regarding various bills presently under consideration by the legislature, with Mr. Ronk promising to apprise the Council shortly when such a meeting can be scheduled.

COMPLAINTS RE  
CITY POWER POLE  
& LACK OF SIDE-  
WALK IN AREA OF  
419 S. LEE, LODI

Mr. Tex Priest, 419 S. Lee, Lodi complained to the City Council about a City power pole that is located in the area of his property. Mr. Priest further complained that the City has not installed sidewalks on a City-owned parcel in the same area. Mr. Priest stated this situation has existed since 1965 and that he considers it to be a hazard.

Mayor Pinkerton directed Staff to look into this matter.

COMPLAINTS RE  
APARTMENT AT  
408 W. CHESTNUT  
ST.

Mr. Bud Calvin, Chestnut and Lee Avenue, Lodi addressed the Council regarding an apartment building which has recently been constructed at 408 W. Chestnut which is adjacent to his property. Mr. Calvin stated the structure has two balconies where tenants can look down onto his property and that he feels that this is an invasion of his privacy.

Mr. Calvin also complained that the apartment has 5 downspouts draining onto his property.

Following Council discussion, with questions being directed to Staff, Mayor Pinkerton requested that Staff check into the matter.

SANGUINETTI  
PARK EIR

Copies of the Sanguinetti Park Invironmental Impact Report were presented to each member of the City Council for review and evaluation.

Minutes of April 3, 1978, continued

## REPORTS OF THE CITY MANAGER

CONSENT CALENDAR In accordance with report and recommendation of the City Manager, the following actions hereby set forth between asterisks, on motion of Councilman Katnich, Katzakian second, were approved by Council.

Mayor Pro Tempore Katzakian asked that the record show that he abstained from voting on Agenda Item "d" - "Accept improvements - ABT Industrial Park" and Agenda Item "e" - "Accept improvements - 1615 S. Stockton Street".

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## CLAIMS

CLAIMS WERE APPROVED IN THE AMOUNT OF \$1,495,150.23.

GIFT OF OLD  
RECORDS TO S.J.  
CO. HISTORICAL  
MUSEUM

## RESOLUTION NO. 78-32

RES. NO. 78-32

RESOLUTION AUTHORIZING DONATION OF OLD RECORDS TO THE SAN JOAQUIN COUNTY HISTORICAL MUSEUM AND AUTHORIZING THE CITY CLERK TO PREPARE THE APPROPRIATE DEED OF GIFT.

IMPROVEMENTS IN  
HAM LANE SANI-  
TARY SEWER  
PROJECT ACCEPTED

Council was apprised that the contract which was awarded to Teichert Construction of Stockton on October 19, 1977 for the Ham Lane Sanitary Sewer, Lockeford Street to Turner Road has been completed in substantial conformance with the plans and specifications approved by the City Council.

COUNCIL ACCEPTED THE IMPROVEMENTS IN "HAM LANE SANITARY SEWER, LOCKEFORD STREET TO TURNER ROAD" (EDA PROJECT 07-51-21338) AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

ACCEPT IMPROVE-  
MENTS-ABT  
INDUSTRIAL PARK

RES. NO. 78-33

Council was informed by the City Manager that the Subdivision improvements in ABT Industrial Park have been completed in substantial conformance with the requirements of the Subdivision Agreement between the City of Lodi and Ron Thomas dated April 8, 1977 and as specifically set forth in the plans and specifications approved by the City Council.

## RESOLUTION NO. 78-33

RESOLUTION ACCEPTING THE SUBDIVISION IMPROVEMENTS AND STREETS INCLUDED IN TRACT MAP NO. 1192, ABT INDUSTRIAL PARK.

ACCEPT IMPROVE-  
MENTS-1615 S.  
STOCKTON ST.

RES. NO. 78-34

The City Manager advised the Council that the improvements at 1615 South Stockton Street have been completed in substantial conformance with the requirements of the City of Lodi Encroachment Permit No. 76051 and as specifically set forth in the plans and specifications.

Minutes of April 5, 1978, continued

RES. NO. 78-34  
(Continued)

RESOLUTION NO. 78-34

RESOLUTION ACCEPTING THE IMPROVEMENTS  
AND STREETS AT 1613 SOUTH STOCKTON STREET.LAWRENCE PARK  
FENCE IMPROVE-  
MENTS ACCEPTED

Council was informed that the improvements in "Lawrence Park Outfield Fence" which contract had been awarded to Delta Fence Company of Stockton on February 1, 1978 in the amount of \$11,000 has been completed in substantial conformance with the plans and specifications approved by the City Council.

COUNCIL ACCEPTED THE IMPROVEMENTS IN "LAWRENCE PARK OUTFIELD FENCE", AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

AWARD-COMPACT  
PICKUP TRUCK FOR  
FINANCE DEPT.

City Manager Graves presented the following bids which had been received for a Compact Pickup Truck for the Finance Department:

RES. NO. 78-35

<u>BIDDER</u>	<u>AMOUNT</u>
Sanborn Chevrolet	\$4,178.91
Stockton Datsun	\$4,500.76

On recommendation of the City Manager, Council adopted the following resolution:

RESOLUTION NO. 78-35

RESOLUTION AWARDING THE CONTRACT FOR A COMPACT PICKUP TRUCK FOR THE FINANCE DEPARTMENT TO SANBORN CHEVROLET IN THE AMOUNT OF \$4,178.91.

LOT LINE  
ADJUSTMENT AT  
2125-2207 W. ELM  
STREET APPROVED

The City Council was apprised that Mr. Richard Clark, 2201 W. Elm Street, Lodi had spearheaded a lot line adjustment which will eliminate a land-locked parcel, which is 17 feet by 660 feet long at the rear of lots 1 through 10 of Elm Haven. The proposed transfer will make each of the ten lots 117 feet deep. There are no dedications or rights-of-way or easements necessary. All utilities have been contacted and agree to the adjustment.

RES. NO. 78-36

RESOLUTION NO. 78-36

RESOLUTION APPROVING LOT LINE ADJUSTMENTS FOR TEN LOTS 2125-2207 W. ELM STREET

NO PARKING ZONE  
ESTABLISHED N.E.  
CORNER CHEROKEE  
LANE & LOCKEFORD  
ST.

Council was advised of a hazardous traffic condition on the northeast corner of Cherokee Lane and Lockeford Street when recreational vehicles are parked south of the driveway between the Body and Fender and Recreational Vehicle Repair Shops. These vehicles obstruct the vision of drivers exiting the driveway to such a degree that they cannot see northbound traffic on Cherokee Lane. The owners of both shops have been contacted and are agreeable to the establishment of a "No Parking" zone in the area.

RES. NO. 78-37

Minutes of April 5, 1978, continued

RES. NO. 78-37  
(Continued)

RESOLUTION NO. 78-37

RESOLUTION ESTABLISHING A "NO PARKING"  
ZONE AT THE NORTHEAST CORNER OF  
CHEROKEE LANE AND LOCKEFORD STREET.

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RECESS

Mayor Pinkerton declared a five-minute recess and  
the Council reconvened at approximately 9:55 p.m.REVISED RATE FOR  
MOBILE HOME  
PARK ELECTRIC  
RATES ADOPTED

ORD. NO. 1143

INTRO. *cc - 51(a)*

Agenda Item "j" - "Mobile Home Park Electric Rates" was introduced by City Manager Graves who reminded the Council that at the City Council meeting of February 15, 1978, Ordinance No. 1137 establishing new electric rates was introduced. Mobile Home Park owners who were present at that meeting objected to schedule EM rates which they claimed would reduce their operating margins to an unacceptable level. Council proceeded with the ordinance so that low and medium use residential customers could receive rate reductions effective April 1, but directed staff to meet with mobile home park owners to attempt to resolve the conflict. Two such meetings have been held resulting in a proposed revised EM schedule which was presented for Council perusal. It was Staff's recommendation that the initial base rate block for mobile home park owners be reduced below the residential rate by an amount equal to the total discount permitted by P.G.&E. as follows:

P.G.&E. Residential Rate (including fuel)	\$ .02848
Discount - 10%	.002848
City's Residential Rate (excluding fuel)	.018
Discount	.002848
	<u>\$ .015152</u>

Recommended Rate \$.0151

Council discussion followed with questions being  
directed to Staff.

Councilman Hughes then moved introduction of Ordinance No. 1143 repealing Section 9 of Ordinance No. 1137 and establishing a new rate for the sale of electric energy to master-metered mobile home parks, as proposed by Staff. The motion was seconded by Councilman Katnich and carried by unanimous vote.

SPECIFIC PLAN FOR  
BECKMAN ROAD  
LODI AVE. TO  
KETTLEMAN LANE

ORD. NO. 1144

INTRO. *cc - 45(a)*

Council was apprised that at the regular City Council meeting of February 15, 1978, Council approved the revision of the specific plan of Beckman Road between Lodi Avenue and Victor Road, with no action being taken at that time on revising the specific plan of Beckman Road south of Lodi Avenue.

The following recommendations concerning Beckman Road Specific Plan - Lodi Avenue to Harney Lane were presented to the Council by Staff:

FIRST RECOMMENDATION: Based on the City's traffic consultant's recommendations, the fact that the

BECKMAN ROAD  
ORD. NO. 1144  
(Continued)

Minutes of April 5, 1978, continued

industrial area in question is now only one-fifth developed, and the fact that it is felt that the industrial area will develop more than 10,000 vehicles per day on Beckman Road, the staff still recommends that:

1. a 78-foot right of way be provided between Kettleman Lane and Lodi Avenue. This proposal provides for four travel lanes, a left-turn lane, sidewalk on the east side, no sidewalk on the west side, and no parking.
2. an 80-foot right of way be provided between Kettleman Lane and Harney Lane. This 80-foot right of way would provide for a 64-foot curb-to-curb section and would allow the flexibility of providing four travel lanes, a left-turn lane, and no parking or four travel lanes and parking on both sides.

Since the existing right of way is 46 feet, there would be a required dedication of the property owner of 32 feet, which is approximately equal to the dedication required for the City's standard 60-foot industrial street.

SECOND RECOMMENDATION: If the Council questions the need for four travel lanes, it is then recommended that the City Council direct the staff to retain an independent traffic consultant to study the City's ultimate industrial area bounded by the river, Central California Traction Co. tracks, Kettleman Lane and Beckman Road. It is also recommended that the study include Beckman Road between Kettleman Lane and Harney Lane. This study should include traffic projections and required future street alignments and geometric sections. The City has received an informal proposal from George S. Noite and Associates in the amount of \$6,000 for this proposed study.

Various exhibits were presented for Council's perusal.

Lengthy Council discussion followed with questions being directed to Staff.

The following persons who were in the audience addressed the Council on the matter:

- a) Mr. Charles Ferdun, 200 S. Cherokee Lane, Lodi. Mr. Ferdun stated that he feels that two travel lanes and a turning lane is adequate. Mr. Ferdun further stated that sidewalks should be installed at least in the park area.
- b) Mr. Cye Vaughan, 16190 N. Alpine, Lodi stated that although there isn't that much difference in the cost of constructing 3 lanes or 5 lanes, he feels that 5 lanes in this area would be over-designed.

Following additional discussion, Councilman Katnich moved introduction of Ordinance No. 1144 amending the Specific Plan for Beckman Road from Lodi Avenue south to Kettleman Lane as follows:



Minutes of April 5, 1978, continued

BECKMAN ROAD  
ORD. NO. 1144  
(Continued) *CC-45(a)*

Lodi Avenue South to Kettleman Lane

Right-of-way width 54 foot

22 foot setback

Curb to curb width 40 foot

Two travel lanes with lane widths meeting design standards

Left turn facilities, remove median, and provide 12 foot left turn pocket

Use existing curb on the west side, with the addition of 4-foot sidewalks on the east side of the Frontage Road.

The motion was seconded by Councilman McCarty and carried by the following vote:

Ayes: Councilmen - Katnich, McCarty, and Pinkerton

Noes: Councilmen - Hughes and Katzakian

Absent: Councilmen - None

COUNCIL TO  
STUDY MYRTLE  
ROAD SPECIFIC  
PLAN *CC-46*

At the suggestion of Councilman Hughes, Council tacitly concurred to study the Specific Plan for Myrtle Road at the Informal Informational Meeting of April 11, 1978.

LODI LIONS  
BASEBALL CLUB  
AGREEMENT FOR  
1978 APPROVED  
*CC-48*

Mayor Pro Tempore Katzakian asked to abstain from discussion and voting on the next matter because of his affiliation with the Lodi Lions Baseball Club, Inc.

City Manager Graves presented the proposed 1978 Agreement between the Lodi Lions Baseball Club, Inc. and the City which he stated was identical to the previous year's agreement.

After discussion, on motion of Councilman Katnich, Pinkerton second, Council approved the Agreement for 1978 between the Lodi Lions Baseball Club, Inc. dba Lodi Dodgers and the City of Lodi and authorized the City Manager and the City Clerk to execute the Agreement on behalf of the City, by the following vote:

Ayes: Councilmen - Hughes, Katnich, McCarty and Pinkerton

Noes: Councilmen - None

Abstain: Councilmen - Katzakian

Absent: Councilmen - None

Minutes of April 5, 1978, continued

APPROVE AGREEMENT  
FERDUN & WOODS  
DEVELOPMENT

The improvement plans and the improvement securities for the development of 814 S. Beckman Road were presented for Council's approval. Council was apprised that this is a development of 5 acres lying at the northeast corner of Beckman Road and Vine Street. The subdivision is zoned CM/M-1 and contains 2 industrial lots. The developers, Charles Ferdun and Robert Woods have completed all the City requirements and have furnished all necessary documents.

On motion of Mayor Pro Tempore Katzakian, Katnich second, Council approved the improvement plans and improvement security of the Development of 814 S. Beckman Road and directed the City Manager to sign the Development Agreement, the Watermain Extension Reimbursement Agreement, the Sanitary Sewer Extension Reimbursement Agreement and the Electrical Utility Agreement on behalf of the City.

PLANS & SPECS FOR  
LODI LAKE STORM  
PUMP STATION  
DEMOLITION  
APPROVED

The plans and specifications for "Lodi Lake Storm Pump Station Demolition, Turner Road at Mills Avenue" were presented for Council's approval. Council was apprised that the pump station demolition work consists of constructing a storm drain manhole, tying in two 42-inch storm drains, and removing and filling two pump pits.

On motion of Councilman Hughes, Katzakian second, the City Council approved the plans and specifications for "Lodi Lake Storm Pump Station Demolition, Turner Road at Mills Avenue" and authorized the City Clerk to advertise for bids thereon.

SPECS FOR CERTAIN  
CONCESSION  
PRIVILEGES AT LODI  
LAKE PARK APPRVD.

The specifications for certain concession privileges at Lodi Lake Park were presented for Council's scrutiny. Following discussion, Mayor Pro Tempore Katzakian moved for approval of the specifications for certain concession privileges at Lodi Lake Park subject to approval as to form by the City Attorney and authorized the advertising for bids thereon. The motion was seconded by Councilman Katnich and carried by unanimous vote.

ACTION DEFERRED ON  
AGENDA ITEM "p"

With Council's tacit concurrence, Council deferred action on Agenda Item "p" - 'Accept for filing F.Y. 1976-77 Audit by Ernst and Ernst' to the regular Council meeting of April 19, 1978.

TOKAY PERIPHERAL  
PROPERTY-TOKAY  
HIGH SCHOOL

City Manager Glasse reported to the Council that at the City Council's request, Mayor Pro Tempore Katzakian and he had met with Lodi Unified School District officials to discuss the pending sale of the properties across the street from the "old" Tokay High School. The School District is anxious to convert these unused parcels to funds that can be used to meet their present needs. Until definite plans are determined for the school site proper, it is difficult to form a positive opinion about the future needs of the City for the property in question. However, in

Minutes of April 5, 1978, continued

TOKAY HIGH  
SCHOOL PROPERTY  
(Continued)

11-603

view of the School District's need to act, it was recommended that the City not attempt the purchase of the property at this time. Mr. Graves further stated that a carefully designed plan for the ten-acre school site should provide for adequate parking, and make further acquisition unnecessary.

The City Council, on motion of Councilman Hughes, Katzakian second, determined that the Council is not desirous of exercising the right to purchase this peripheral property and that the Lodi Unified School District should proceed with the disposition of the subject peripheral property as it may deem advisable.

EXTENSION OF  
SANITARY CITY  
DISPOSAL  
CONTRACT

11-606

City Attorney Mullen called to the Council's attention the fact that the existing contract entered into between the City and Sanitary City Disposal Company was dated January 15, 1969. The contract was for a period of ten years which would mean that the existing contract would terminate on January 15, 1979, which date is obviously prior to the date that the Council had in mind for the extension of the new garbage rates. It was the City Attorney's recommendation that Staff be directed to contact the Sanitary City Disposal Company to negotiate extending the existing Agreement to June 30, 1979.

Council discussion followed with questions regarding the matter being directed to Mr. Mullen and to Staff.

On motion of Mayor Pro Tempore Katzakian, Hughes second, Council directed Staff to contact Sanitary City Disposal Company to negotiate extending the existing contract entered into between the City and Sanitary City Disposal Company on January 15, 1969 to June 30, 1979. The motion carried by the following vote:

Ayes: Councilmen - Hughes, Katzakian, McCarty and Pinkerton

Noes: Councilmen - Katnich

Absent: Councilmen - None

AMENDMENT NO.  
ONE TO NCPA  
MEMBER AGREEMENT  
APPROVED

11-1143

Following introduction of the matter by Councilman Hughes, Council, on motion of Councilman Hughes, Katzakian second, approved Amendment No. One to the Northern California Power Agency Agreement modifying the number of members of the Development Fund Committee necessary to conduct business and the extension of the Development Fund for one and one-half years.

Minutes of April 5, 1978, continued

## ORDINANCES

ORD. RE DRINKING  
OF ALCOHOLIC  
BEVERAGES IN  
CERTAIN PUBLIC  
PLACES WITHIN  
THE CITY

ORD. NO. 1139  
ADOPTED

Ordinance No. 1139 entitled "An Ordinance Making It Illegal to Drink or Have an Open Container of Alcoholic Beverage in Any Public Place Within The City of Lodi" having been introduced at an adjourned regular meeting held March 14, 1978 was brought up for passage on motion of Councilman Katnich, Katzakian second with the title being corrected to read as follows:

"An Ordinance Making It Illegal to Drink Or Have An Open Container of Alcoholic Beverage in Certain Public Places Within the City of Lodi."

Second reading was omitted after reading by amended title, and the Ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katnich, Katzakian, McCarty and Pinkerton

Noes: Councilmen - None

Absent: Councilmen - None

ORDINANCE  
AMENDING  
COLLECTION RATES  
FOR GARBAGE  
SERVICES

ORD. NO. 1140  
ADOPTED 2-22(b)

Ordinance No. 1140 entitled "An Ordinance Amending Section 11-3 of the City Code of the City of Lodi, Entitled 'Collection Rates for Garbage Services' " (an Urgency Ordinance) having been introduced at an adjourned regular meeting held March 14, 1978 was brought up for passage on motion of Mayor Pro Tempore Katzakian, Hughes second. Second reading was omitted after reading by title, and the Ordinance was then passed, adopted as an Urgency Ordinance and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katzakian, McCarty and Pinkerton

Noes: Councilmen - Katnich

Absent: Councilmen - None

## ADJOURNMENT

There being no further business to come before the Council, Mayor Pinkerton adjourned the meeting at approximately 11:20 p.m. on motion of Councilman Katnich, Katzakian second.

Attest:

*Alice M. Reimche*  
ALICE M. REIMCHE  
CITY CLERK